

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA
SAN DIEGO DIVISION

WEIN- UND SEKTKELLEREI JAKOB
GERHARDT NIERSTEINER
SCHLOSSKELLEREIEN GmbH & Co. KG, a
German limited liability company and
MAX DIETER ALTMANN, an individual,

Plaintiffs,

FONDA HOPKINS, an individual, and
FRANK KRYGER, an individual

Defendants

Case No. 3:07-cv-00673-BTM-WMC

ORDER GRANTING PLAINTIFFS' *EX PARTE* APPLICATION TO CONTINUE THE HEARING DATE OF DEFENDANTS' MOTION TO REQUIRE PLAINTIFFS TO POST SECURITY

The ex parte application of Plaintiffs Wein-und Sektkellerei Jakob Gerhardt Niersteiner
skellereien GmbH & Co. KG and Max Dieter Altmann (“Jakob Gerhardt”) for an order to
rule the hearing date of Defendants Fonda Hopkins and Frank Kryger’s (“Defendants”)
application to require Plaintiffs to post security, and Defendants’ opposition thereto, were submitted
fully considered by the Court.

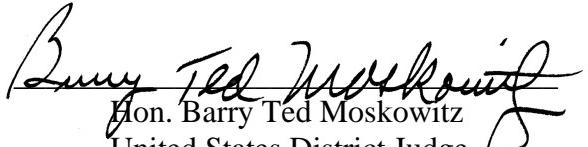
27 The extension of time requested by Plaintiffs is reasonable given trial commitments of
28 lead counsel and the need to obtain declarations from foreign witnesses. The Court is not

1 convinced that Defendants will be prejudiced by the short extension of time.

2 Therefore, Jakob Gerhardt's motion to continue is hereby **GRANTED**, and the new
3 hearing date on Defendants' motion to require Jakob Gerhardt to post security is **November 21,**
4 **2007 at 11:00 a.m.** Unless otherwise directed by the Court, there shall be no oral argument,
5 and no personal appearances are necessary.

6 **IT IS SO ORDERED.**

7 Dated: September 18, 2007

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Hon. Barry Ted Moskowitz
9 United States District Judge

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